

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

BARBARA FORLASTRO and ROBERT G. FORLASTRO,
AS CO-ADMINISTRATORS OF THE ESTATE OF
ROBERT J. FOERLASTRO,

Case No.: 1:07-CV-3288
(RPP) (FM)

Plaintiffs,

Defendant's Requests to
Charge

-against-

JAMES COLLINS,

Defendant.

DEFENDANT, JAMES COLLINS, by his attorneys, MEAD, HECHT,
CONKLIN & GALLAGHER, LLP, respectfully requests that the Court instruct the jury as
follows:


PJI	1:20	Introduction
PJI	1:21	Review Principles Stated
PJI	1:22	Falsus in Uno
PJI	1:23	Burden of Proof
PJI	1:24	Return to Courtroom
PJI	1:25	Consider Only Testimony and Exhibits
PJI	1:26	Five-Sixths Verdict
PJI	1:27	Exclude Sympathy
PJI	1:28	Conclusion
PJI	1:40	Consider Only Competent Evidence
PJI	1:41	Weighing Testimony
PJI	1:61	General Instruction - Burden of Proof
		In Death Cases
PJI	1:90	Expert Witness
PJI	1:91	Interested Witness
PJI	1:97	Special Verdict
PJI	2:10	Negligence Defined

PJI	2:36	Comparative Negligence
PJI	2:26	Statutory Standard of Care - Vehicle & Traffic Law Violation: VTL § 1151 [b]: No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impractical for the driver to yield
PJI	2:70	Proximate Cause
PJI	2:320	Damages - Action for Wrongful Death - That portion of the charge only as to Wrongful Death only, not conscious pain)

Dated: Mamaroneck, New York
March 13, 2008

Yours, etc.,

MEAD, HECHT, CONKLIN & GALLAGHER, LLP
Attorneys for Defendant JAMES COLLINS


By: Elizabeth M. Hecht (8275)